



Driving Under the Influence (DUI) Program
KY Division of Mental Health & Substance Abuse
100 Fair Oaks Lane, 4E-D
Frankfort, KY 40621-0001



Instructions & Requirements for Kentucky Licensees Completing a DUI Program

If you are a Kentucky licensee convicted of Driving Under the Influence (DUI) in Kentucky or any other state, please note:

- All services must be provided in an agency that is licensed, certified or otherwise approved by the state in which it is located.
- Every conviction requires a face to face one-on-one assessment (sometimes called an evaluation) to determine the appropriate level of services required, but in any case, Kentucky's minimum requirements must be met in order to have your driving privileges restored.
- If treatment is required, treatment must be received for at least 1 ½ hours of group or for 1 hour of individual per week.
- While encouraged, attendance at AA or NA **will not** substitute for education or treatment.

Instructions

1. If you are a Kentucky licensee residing in Kentucky, then:
 - a. Select a provider from the list provided by the court or visit our website at <http://mhmr.ky.gov/mhsas/dui-directory.asp>
 - b. Contact your selected program to obtain an assessment and complete services.
2. If you are a Kentucky licensee living out of state, you may obtain your assessment out of state. If you will, then:
 - a. Read your DUI requirements below. Go to our website at http://mhmr.ky.gov/mhsas/dui_home.asp and click on Links to see if we have a link to the DUI providers in the state you live in now. If not, contact the state DUI coordinator listed on the back of this sheet for a list of providers in your area.
 - b. Call the Transportation Cabinet at (502)564-6800, ext. 5360 to obtain approval of the out of state program you have selected. **If you received an assessment in Kentucky, call the Kentucky program for approval.**
 - c. Enroll in the approved DUI program.
 - d. Ask the DUI provider to notify the Kentucky Transportation Cabinet upon program completion if you received your assessment out of state. **If you received an assessment in Kentucky, the Kentucky program should be notified.**
 - e. If you received an assessment in Kentucky, the Kentucky program will send the notification. You are required to pay a clearance fee to the Kentucky Division of Driver Licensing to have your driving privileges restored.

Requirements for Kentucky Licensees

For a **1st** offense DUI, Kentucky law requires an assessment and an education or treatment program. If education is appropriate, Kentucky's standard is twenty (20) hours of alcohol and other drug education. If further assessment for treatment is appropriate, then the amount of treatment determined at the time of assessment, **must be completed** in order for Kentucky to clear the individual's driving record. Kentucky's **maximum** period of time for a 1st offender to be in treatment is ninety (90) days.

For a **2nd** offense DUI, Kentucky law requires an individual to receive an assessment and complete **a year-long treatment program**. There is a provision in Kentucky law that allows for early release of a 2nd offender if the clinician providing services considers, based upon reassessment of the client, that all treatment plan goals and program requirements have been met and a minimum of six (6) months of treatment has been completed. Treatment must be a minimum of one and one-half (1 ½) hours of group treatment or one (1) hour of individual treatment per week.

For a **3rd, 4th or SUBSEQUENT** offense, Kentucky law requires an assessment plus one (1) full year of treatment. The year-long treatment program **cannot** be reduced for **any** reason.

Instructions for Non-Kentucky Licensees Completing their DUI Program Out of State

Instead of meeting Kentucky's DUI requirements, out of state licensees may complete a program **out of state** that would be acceptable to the home state as if the DUI was received there instead of in Kentucky unless the judge court-ordered specific education or treatment services. If the DUI program is acceptable to the home state, it will be acceptable to Kentucky. Out of state providers do not need a referral from a Kentucky DUI program or the Transportation Cabinet to provide services to out of state licensees.

Instructions

1. Contact your state DUI office to request a list of licensed providers in your area. See other side of this flyer for contact names and numbers or go to our website at http://mhmr.ky.gov/mhsas/dui_home.asp and click on Links to see if we have a link to your home state. If you need to find a treatment provider, you can also go to www.findtreatment.samhsa.gov/about.htm.
2. Enroll with a state approved provider and complete the home state requirements for your offense.
3. Upon completing the program, fax a copy of your DUI completion to the Division of Driver Licensing at (502)564-1485 and mail a copy to the court of conviction.
4. Pay the required clearance fee to the Division of Driving Licensing via debit or credit card at (502)564-6800, ext. 5360 or mail a money order payable to the **Kentucky State Treasurer** to:

Kentucky Transportation Cabinet
Division of Driver Licensing
200 Mero Street, 2nd Floor
Frankfort, KY 40622